

AGN. NO. _____

MOTION BY SUPERVISORS MICHAEL D. ANTONOVICH AND
ZEV YAROSLAVSKY

OCTOBER 25, 2005

Beginning September 28, 2005, two major wildfires have burned within Los Angeles County. The Topanga fire located on the Los Angeles/Ventura County boundary has burned over 24,000 acres within the two counties. The Harvard Fire, in the City of Burbank, has burned over 1100 acres. The burning of these areas has resulted in the potential for increased sediment and debris flows from these areas during the upcoming storm season, and poses a serious threat to lives and property of the residents living adjacent to these burned areas and to the flood control system downstream of the burned areas.

WE, THEREFORE, MOVE that the Board of Supervisors:

1. By a four-fifths vote declared that the emergency conditions created by the Topanga and Harvard fires will not permit a delay resulting from a competitive solicitation for bids, and the emergency work described in the Attachment is necessary to respond to the emergency.
2. Adopt the attached Resolution, authorizing the Director of Public Works to perform emergency work, as described in the Resolution, by force account, or by negotiated contract, without advertising for bids.
3. Review this emergency action to determine, by four-fifths vote, the need to continue the emergency action, and the Executive Officer of the Board shall continue to place this item on the agenda for Board review, every 14 days in accordance with Public Contract Code Section 22050.

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MDA:pno

MOTION

BURKE _____

YAROSLAVSKY _____

KNABE _____

ANTONOVICH _____

MOLINA _____

**RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO PERFORM EMERGENCY WORK
AND TO PROCURE EQUIPMENT, SERVICES AND SUPPLIES NECESSARY TO RESPOND TO THE
TOPANGA AND HARVARD FIRES, ON BEHALF OF THE LOS ANGELES COUNTY FLOOD CONTROL
DISTRICT**

WHEREAS, beginning September 28, 2005, two major wildfires have burned within Los Angeles County: The Topanga fire located on the Los Angeles/Ventura County boundary, which has burned over 24,000 acres within the two counties, and the Harvard Fire, in the City of Burbank, which has burned over 1100 acres; and

WHEREAS, the burning of these areas has resulted in the potential for increased sediment and debris flows from these areas during the upcoming storm season, and poses a serious threat to lives and property of the residents living adjacent to these burned areas and to the flood control system downstream of the burned areas; and

WHEREAS, to assist residents in County unincorporated areas living adjacent to the burned areas, engineering advice is being provided on appropriate sediment control measures that can be implemented by residents on their property, and such advice will also be provided to city residents adjacent to the burn areas at the request of any City ; and

WHEREAS, a number of debris basins and other flood control facilities located in the burned areas must be cleaned-out, modified and/or repaired as quickly as possible in order to minimize the risk of damage to private and public property from sediment and debris flows and from flooding, in future rainstorms; and

WHEREAS, Section 22050 of the Public Contracts Code authorizes a public agency, in the case of an emergency and pursuant to a four-fifths vote of its governing body, to repair or replace public facilities, take any directly related and immediate action required by the emergency and to procure the equipment, services, and supplies necessary to perform such actions without giving notice for bids to let contracts.

NOW, THEREFORE, THE BOARD OF SUPERVISORS, ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The emergency conditions created by the Topanga and Harvard fires will not permit a delay resulting from a competitive solicitation for bids, and the emergency work described in the Attachment is necessary to respond to the emergency.
2. The Director of Public Works is hereby authorized to perform the emergency work described in the Attachment, by force account, or by negotiated contract, without advertising for bids. If the work is to be performed by negotiated contract, the Director is authorized to, negotiate, prepare and execute the contract(s), in an amount not to exceed a total of \$430,000, on behalf of the Los Angeles County Flood Control District.
3. The Board shall review this emergency action to determine, by four-fifths vote, the need to continue the emergency action, and the Executive Officer of the Board shall continue to place this item on the agenda for Board review, every 14 days in accordance with Public Contract Code Section 22050.

The foregoing Resolution was on the ____ day of _____, 2005, adopted by the Board of Supervisors of the County of Los Angeles and ex-officio as the governing body of the Los Angeles County Flood Control District and all other special assessment and taxing districts, agencies, and authorities for which said Board so acts.

VIOLET VARONA-LUKENS
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By _____
Deputy

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By _____
Deputy

Attachment
Topanga and Harvard Fires – Facilities requiring Emergency Work

<u>Facility</u>	<u>Estimated Cost</u>
Stough Debris Basin – remove accumulated sediment and install new outlet tower.	\$90,000
Sunset Lower Debris Basin - remove accumulated sediment and install new outlet tower.	\$160,000
Sunset Upper Debris Basin – remove accumulated sediment	<u>\$80,000</u>
Various Debris Basins and Inlets(vicinities of Calabasas and Hidden Hills) – remove accumulated sediment	<u>\$100,000</u>
Total	\$430,000